

2005 DRAFTING REQUEST

Bill

Received: **07/28/2005**

Received By: **agary**

Wanted: **As time permits**

Identical to LRB:

For: **Amy Sue Vruwink (608) 266-8366**

By/Representing:

This file may be shown to any legislator: **NO**

Drafter: **agary**

May Contact:

Addl. Drafters:

Subject: **Transportation - miscellaneous
Transportation - motor vehicles**

Extra Copies: **PJH**

Submit via email: **YES**

Requester's email: **Rep.Vruwink@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Lights on police vehicles, command posts

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			S&L
/P1	agary 08/24/2005	wjackson 09/13/2005	rschluet 09/13/2005	_____	lnorthro 09/13/2005		S&L
/1	agary 11/23/2005	kfollett 11/23/2005	rschluet 11/28/2005	_____	sbasford 11/28/2005	sbasford 11/28/2005	

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FE Sent For:

11/15f
11/23

12/3
END

XPAs's:
Please
jacket
11/14. Thanks.
ALG

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/?	agary						
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1/11/13

9/15/06

FE Sent For:

<END>

Gary, Aaron

From: Vruwink, Amy Sue
Sent: Wednesday, July 27, 2005 9:52 AM
To: Gary, Aaron
Subject: Bill DRAFT request



60C9C000.tif

Aaron,

Would you please draft legislation to address the concerns of this fax. My constituent would like changes to statutes as they relate to lights on emergency vehicles.

Please feel free to call John on my staff at 266-8366 or Mike Morgan directly at:
themorgs@msworldnet.com

Thank you.

Amy Sue Vruwink
State Representative

340.01 Words and Phrases Defined.

(43r) "Police vehicle" means any authorized emergency vehicle being operated by a law enforcement officer as defined under s. 164.01.

347.25 Special warning lamps on vehicles.

(1m) (a) A police vehicle ~~under s. 340.01(3)(a)~~ may be equipped with a blue light and a red light, or a blue light and a white light and a red light, which are flashing, oscillating or rotating.

(1s) A vehicle in use by ~~a fire department~~ the state or a political subdivision of the state as a command post at a site of an emergency call may be equipped with a ~~blue or~~ green light which is flashing, oscillating or rotating.

(4) No vehicle may be equipped with or display any blue colored light or lamp unless the vehicle is used in police work authorized by the state or a political subdivision of the state ~~or is used by a fire department as authorized under sub. (1s).~~

White Lights for Police Vehicles

Under current law, authorized emergency vehicles operated by law enforcement officers are allowed to operate with either red or a combination of red and blue warning lights. Other emergency vehicles, including fire department vehicles, ambulances, and privately owned vehicles operated by EMTs, fire department members, and others, are authorized to operate with either red or a combination of red and white lights. Law enforcement vehicles are not authorized to operate with white lights as part of their emergency warning lighting system.

The color white is allowed as part of emergency warning lights to add higher visibility and attention getting over colored lamps alone. Restricting law enforcement vehicles from operating with white lights as part of their system means that the advantage of higher visibility is not being taken advantage of, and thus not making them as safe on the highways as possible.

The color white has no inherent meaning in and of itself, and simply is an option that law enforcement agencies can add to their vehicles in order to enhance visibility. Many law enforcement agencies currently add white lights to their vehicles, opting to choose officer safety over a technical violation of the law. This proposal would simply allow law enforcement agencies who are currently complying with the statute to improve officer safety legally.

Definition of a Police Vehicle

Under current law, the term "police vehicle" is not defined. If taken literally, especially considering that there exist separate definitions for other vehicles, certain law enforcement officers such as conservation wardens, agents of the Department of Justice, and others cannot legally operate their emergency vehicles with red and blue lights.

This proposal simply established a definition for "police vehicle" as one where it encompasses all law enforcement officers, including police officers, deputy sheriffs, wardens, special agents, and others as defined by law. Currently, many state law enforcement officers operate with red and blue lights, which technically are not legally allowed. This is a minor housekeeping type of change that eliminates questions and protects all law enforcement officers from technical violations of the statute.

Command Post Lighting

Under current law, only command post vehicles operated by a fire department may display a green flashing light, indicating that this is the location of the command post. The statute also allows for the same vehicle to alternately display a blue flashing light.

This proposal simply allow for any command post vehicle, whether operated by an agency such as a fire department, law enforcement, or emergency management, to display the nationally recognized symbol of a command post, the green flashing light. This is the common national standard that the vast majority of the country is following, and would simply bring Wisconsin in line with the rest of the nation.

The proposal would also eliminate the provision for fire department vehicles to be able to display a blue light to denote the command post. This would set a standard for command post vehicles, the green light, and eliminate confusion of using blue lights and mistaking the vehicle for a law enforcement vehicle, or camouflaging the command post which would defeat the purpose of displaying a unique light in the first place. Given the nature of large emergency incidents, and the move towards intergovernmental cooperation, increased asset sharing, and using the principle of unified command under the National Incident Management System that Wisconsin has adopted, this provision certainly simply makes the statute uniform for all.

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: authorized emergency vehicles operated by law
2 enforcement officers.

Analysis by the Legislative Reference Bureau

Current law generally prohibits any vehicle from being equipped with a flashing or rotating light. Exceptions to this prohibition include authorized emergency vehicles such as police vehicles, fire department vehicles, ambulances, conservation warden vehicles, designated emergency vehicles of municipal or county departments, and designated emergency vehicles of state departments. Most emergency vehicles may be equipped with red lights or red and white lights, but police vehicles may be equipped with red and blue lights. For purposes of these lighting provisions, "police vehicle" is not a defined term. When an authorized emergency vehicle is responding to an emergency call or in pursuit of an actual or suspected violator of the law, the operator is exempt from traffic restrictions relating to parking if the vehicle's warning lights are activated. The operator of an authorized emergency vehicle is also exempt from traffic restrictions relating to speed, traffic signals, and direction of travel if the vehicle's warning lights and siren are activated.

This bill allows police vehicles to also be equipped with a white light between the red and blue lights. The bill further defines police vehicles to include any authorized emergency vehicle operated by a law enforcement officer, including conservation warden vehicles and designated emergency vehicles of state departments.

Under current law, a vehicle used by a fire department as a command post at the site of an emergency call may be equipped with a blue or green flashing or

rotating light. No vehicle may be equipped with or display a blue light unless the vehicle is used in police work authorized by the state or a political subdivision or is used by a fire department as a command post at the site of an emergency call.

Under this bill, a vehicle used as a command post may be equipped only with a green flashing or rotating light, but such a vehicle may be used by the state or a political subdivision, not just by a fire department. Under the bill, only police vehicles, as defined in the bill, may be equipped with or display blue lights.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 343.055 (1) (b) of the statutes is amended to read:

2 343.055 (1) (b) *Fire fighters.* The operator of the commercial motor vehicle
3 including, without limitation, fire trucks, hook and ladder trucks and foam or water
4 transporters, is a person employed by a volunteer or paid fire organization and the
5 person is operating emergency or fire fighting equipment necessary to the
6 preservation of life or property or the execution of emergency management functions
7 and equipped with a siren and warning lamps as provided in ss. 347.25 (1) (1g) and
8 347.38 (4) and the operation is in the routine performance of other duties of the fire
9 organization or in response to an emergency call under s. 346.03 or during the return
10 from a fire or other emergency response.

History: 1989 a. 105; 1991 a. 39, 242; 1993 a. 19; 1995 a. 13, 247; 1999 a. 9, 140; 2003 a. 33.

11 **SECTION 2.** 346.03 (1) of the statutes is renumbered 346.03 (1g).

12 **SECTION 3.** 346.03 (1c) of the statutes is created to read:

13 346.03 (1c) In this section:

14 (a) "Law enforcement officer" has the meaning given in s. 164.01.

15 (b) "Police vehicle" has the meaning given in s. 347.25 (1c) (b).

16 **SECTION 4.** 346.03 (3) of the statutes is amended to read:

1 346.03 (3) The exemption granted the operator of an authorized emergency
2 vehicle by sub. (2) (a) applies only when the operator of the vehicle is giving visual
3 signal by means of at least one flashing, oscillating or rotating red light except that
4 the visual signal given by a police vehicle may be by means of a blue light and a red
5 light, or a blue light and a white light and a red light, which are flashing, oscillating
6 or rotating, except as otherwise provided in sub. (4m). The exemptions granted by
7 sub. (2) (b), (c) and (d) apply only when the operator of the emergency vehicle is giving
8 both such visual signal and ~~also~~ an audible signal by means of a siren or exhaust
9 whistle, except as otherwise provided in sub. (4) or (4m).

History: 1983 a. 56; 1985 a. 82, 143; 1987 a. 126; 1995 a. 36; 1997 a. 88.

10 **SECTION 5.** 346.94 (14) of the statutes is amended to read:

11 346.94 (14) USE OF FLASHING BLUE LIGHTS ALONG HIGHWAYS. Except as provided
12 in ss. 346.03 (3) and 347.25 (1m) and (1s), no person may maintain or operate any
13 device equipped with a flashing, oscillating or rotating blue light within 100 feet of
14 a highway if the light is visible from the highway and if the department or the local
15 authority responsible for maintaining the highway determines that motorists would
16 believe the light was the warning light of a police vehicle. This subsection does not
17 apply to airport lights.

History: 1973 c. 182, 314; 1975 c. 320; 1977 c. 68; 1983 a. 56, 175, 243, 538; 1989 a. 335; 1991 a. 83, 87; 1993 a. 260; 1995 a. 131, 138, 216, 373; 1997 a. 27; 2001 a. 90; 2003 a. 26, 192.

18 **SECTION 6.** 347.25 (1) of the statutes is renumbered 347.25 (1g).

19 **SECTION 7.** 347.25 (1c) of the statutes is created to read:

20 347.25 (1c) In this section:

21 (a) "Law enforcement officer" has the meaning given in s. 164.01.

22 (b) "Police vehicle" means any authorized emergency vehicle being operated by
23 a law enforcement officer.

24 (c) "Political subdivision" has the meaning given in s. 349.025 (1) (b).

SECTION 8. 347.25 (1m) (a) and (b) of the statutes are amended to read:

347.25 (1m) (a) A police vehicle under ~~s. 340.01 (3) (a)~~ may be equipped with a blue light and a red light, or with a blue light and a white light and a red light, which are flashing, oscillating or rotating.

(b) If the vehicle is so equipped, the lights shall be illuminated as required under s. 346.03 when the operator of the police vehicle is exercising the privileges granted under that section. On a marked police vehicle, the blue light shall be mounted on the passenger side of the vehicle and, the red light shall be mounted on the driver side of the vehicle, and, if the vehicle is also equipped with a white light, the white light shall be mounted between the blue light and the red light. When in use on an unmarked police vehicle, the blue light shall be displayed on the passenger side of the vehicle and, the red light shall be displayed on the driver side of the vehicle, and, if the vehicle is also equipped with a white light, the white light shall be displayed between the blue light and the red light. The lights shall be designed and displayed so as to be plainly visible and understandable from a distance of 500 feet during normal sunlight and during hours of darkness. No operator of a police vehicle may use the warning lights except when responding to an emergency call or when in pursuit of an actual or suspected violator of the law, when responding to but not upon returning from a fire alarm, or when necessarily parked on a highway in a position which is likely to be hazardous to traffic using the highway.

History: 1977 c. 29 s. 1654 (7) (c); 1977 c. 228; 1979 c. 54, 149; 1983 a. 56; 1985 a. 143; 1987 a. 126; 1989 a. 69; 1991 a. 73, 142; 1993 a. 369; 1995 a. 31, 190; 1997 a. 31, 117.

SECTION 9. 347.25 (1r) (a) 1. of the statutes is amended to read:

347.25 (1r) (a) 1. A police vehicle under ~~s. 340.01 (3) (a)~~ may be equipped so that the high beams of its headlamps pulsate or flash alternately at a rate of 70 to

1 90 pulses or flashes per minute. The pulsating or flashing headlamps may be used
2 only when the warning lamps authorized under sub. (1) (1g) or (1m) are in use.

History: 1977 c. 29 s. 1654 (7) (c); 1977 c. 228; 1979 c. 54, 149; 1983 a. 56; 1985 a. 143; 1987 a. 126; 1989 a. 69; 1991 a. 73, 142; 1993 a. 369; 1995 a. 31, 190; 1997 a. 31, 117.

3 **SECTION 10.** 347.25 (1r) (b) 1. a. of the statutes is amended to read:

4 347.25 (1r) (b) 1. a. A vehicle of a fire department under s. 340.01 (3) (c) or an
5 ambulance under s. 340.01 (3) (g) may be equipped so that the high beams of its
6 headlamps pulsate or flash alternately at a rate of 70 to 90 pulses or flashes per
7 minute. The pulsating or flashing headlamps may be used only when the warning
8 lamps authorized under sub. (1) (1g) are in use.

History: 1977 c. 29 s. 1654 (7) (c); 1977 c. 228; 1979 c. 54, 149; 1983 a. 56; 1985 a. 143; 1987 a. 126; 1989 a. 69; 1991 a. 73, 142; 1993 a. 369; 1995 a. 31, 190; 1997 a. 31, 117.

9 **SECTION 11.** 347.25 (1r) (b) 2. a. of the statutes is amended to read:

10 347.25 (1r) (b) 2. a. A sheriff or others designated by the county board may
11 authorize that an ambulance under s. 340.01 (3) (i) be equipped so that the high
12 beams of its headlamps pulsate or flash alternately at a rate of 70 to 90 pulses or
13 flashes per minute. The pulsating or flashing headlamps may be used only when the
14 warning lamps authorized under sub. (1) (1g) are in use.

History: 1977 c. 29 s. 1654 (7) (c); 1977 c. 228; 1979 c. 54, 149; 1983 a. 56; 1985 a. 143; 1987 a. 126; 1989 a. 69; 1991 a. 73, 142; 1993 a. 369; 1995 a. 31, 190; 1997 a. 31, 117.

15 **SECTION 12.** 347.25 (1r) (c) 1. a. of the statutes is amended to read:

16 347.25 (1r) (c) 1. a. The state fire marshal may authorize that a privately owned
17 motor vehicle under s. 340.01 (3) (d) that is being used by a deputy state fire marshal
18 be equipped so that the high beams of its headlamps pulsate or flash alternately at
19 a rate of 70 to 90 pulses or flashes per minute. The pulsating or flashing headlamps
20 may be used only when the warning lamps authorized under sub. (1) (1g) are in use.

History: 1977 c. 29 s. 1654 (7) (c); 1977 c. 228; 1979 c. 54, 149; 1983 a. 56; 1985 a. 143; 1987 a. 126; 1989 a. 69; 1991 a. 73, 142; 1993 a. 369; 1995 a. 31, 190; 1997 a. 31, 117.

21 **SECTION 13.** 347.25 (1r) (c) 2. a. of the statutes is amended to read:

1 347.25 (1r) (c) 2. a. A fire chief may authorize that a privately owned motor
2 vehicle under s. 340.01 (3) (d) that is being used by an employee of the fire
3 department or, if applicable, a member of the volunteer fire department be equipped
4 so that the high beams of its headlamps pulsate or flash alternately at a rate of 70
5 to 90 pulses or flashes per minute. The pulsating or flashing headlamps may be used
6 only when the warning lamps authorized under sub. (1) (1g) are in use.

History: 1977 c. 29 s. 1654 (7) (c); 1977 c. 228; 1979 c. 54, 149; 1983 a. 56; 1985 a. 143; 1987 a. 126; 1989 a. 69; 1991 a. 73, 142; 1993 a. 369; 1995 a. 31, 190; 1997 a. 31, 117.

7 SECTION 14. 347.25 (1s) of the statutes ^{are} amended to read:

8 347.25 (1s) A vehicle in use by ~~a fire department~~ the state or a political
9 subdivision as a command post at the site of an emergency call may be equipped with
10 a blue or green light which is flashing, oscillating or rotating.

History: 1977 c. 29 s. 1654 (7) (c); 1977 c. 228; 1979 c. 54, 149; 1983 a. 56; 1985 a. 143; 1987 a. 126; 1989 a. 69; 1991 a. 73, 142; 1993 a. 369; 1995 a. 31, 190; 1997 a. 31, 117.

11 (4) No vehicle other than a police vehicle may be equipped with or display any
12 blue colored light or lamp unless the vehicle is used in police work authorized by the
13 state or a political subdivision of the state or is used by a fire department as
14 authorized under sub. (1s).

History: 1977 c. 29 s. 1654 (7) (c); 1977 c. 228; 1979 c. 54, 149; 1983 a. 56; 1985 a. 143; 1987 a. 126; 1989 a. 69; 1991 a. 73, 142; 1993 a. 369; 1995 a. 31, 190; 1997 a. 31, 117.

(END)

P-Note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3428/P1dn

ARG: L:....

WLj

ATTN: John Anderson

Please review the attached draft carefully to ensure that it is consistent with your intent. I did not include the definition of "police vehicle" in ch. 340 because it would affect too many provisions unrelated to this draft. Instead, I added the definition only to the statutory sections where it is needed. The definition of "police vehicle" technically works but is somewhat circular given the language of s. 340.01 (3) (a). ✓
Another way to approach this draft would have been to amend s. 340.01 (3) (a) to include police vehicles and other law enforcement vehicles, and then to amend terms used in ss. 346.03 and 347.25 as necessary.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "/1" draft.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3428/P1dn
ARG:wlj:rs

September 13, 2005

ATTN: John Anderson

Please review the attached draft carefully to ensure that it is consistent with your intent. I did not include the definition of "police vehicle" in ch. 340 because it would affect too many provisions unrelated to this draft. Instead, I added the definition only to the statutory sections where it is needed. The definition of "police vehicle" technically works but is somewhat circular given the language of s. 340.01 (3) (a). Another way to approach this draft would have been to amend s. 340.01 (3) (a) to include police vehicles and other law enforcement vehicles, and then to amend terms used in ss. 346.03 and 347.25 as necessary.

Please let me know if you would like any changes made to the attached draft or if you have any questions. If the attached draft meets with your approval, let me know and I will convert it to an introducible "1" draft.

Aaron R. Gary
Legislative Attorney
Phone: (608) 261-6926
E-mail: aaron.gary@legis.state.wi.us

Gary, Aaron

From: Northrop, Lori
Sent: Tuesday, November 22, 2005 2:28 PM
To: Gary, Aaron
Subject: FW: Draft review: LRB 05-3428/P1 Topic: Lights on police vehicles, command posts

Aaron, This is your draft. I told them you would have to redraft it to a /1 version and then we would jacket it for them. Can you make a note on the request sheet so that we know to jacket it when it comes through please? Thank much!

From: Anderson, John
Sent: Tuesday, November 22, 2005 2:19 PM
To: Northrop, Lori
Subject: RE: Draft review: LRB 05-3428/P1 Topic: Lights on police vehicles, command posts

could we please get this jacketed for introduction? Thank you.

John Anderson
Office of Rep. Amy Sue Vruwink

From: Northrop, Lori
Sent: Tuesday, September 13, 2005 12:06 PM
To: Rep.Vruwink
Subject: Draft review: LRB 05-3428/P1 Topic: Lights on police vehicles, command posts

Following is the PDF version of draft LRB 05-3428/P1 and drafter's note.



State of Wisconsin
2005 - 2006 LEGISLATURE

seen

LRB-3428/1

ARG:wlj:ps

in 11/23

stays RMR

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

No changes

Legen

1 AN ACT *to renumber* 346.03 (1) and 347.25 (1); *to amend* 343.055 (1) (b), 346.03
2 (3), 346.94 (14), 347.25 (1m) (a) and (b), 347.25 (1r) (a) 1., 347.25 (1r) (b) 1. a.,
3 347.25 (1r) (b) 2. a., 347.25 (1r) (c) 1. a., 347.25 (1r) (c) 2. a. and 347.25 (1s) and
4 (4); and *to create* 346.03 (1c) and 347.25 (1c) of the statutes; **relating to:**
5 authorized emergency vehicles operated by law enforcement officers.

Analysis by the Legislative Reference Bureau

Current law generally prohibits any vehicle from being equipped with a flashing or rotating light. Exceptions to this prohibition include authorized emergency vehicles, such as police vehicles, fire department vehicles, ambulances, conservation warden vehicles, designated emergency vehicles of municipal or county departments, and designated emergency vehicles of state departments. Most emergency vehicles may be equipped with red lights or red and white lights, but police vehicles may be equipped with red and blue lights. For purposes of these lighting provisions, "police vehicle" is not a defined term. When an authorized emergency vehicle is responding to an emergency call or in pursuit of an actual or suspected violator of the law, the operator is exempt from traffic restrictions relating to parking if the vehicle's warning lights are activated. The operator of an authorized emergency vehicle is also exempt from traffic restrictions relating to speed, traffic signals, and direction of travel if the vehicle's warning lights and siren are activated.

This bill allows police vehicles to be equipped with a white light between the red and blue lights. The bill also defines police vehicles to include any authorized

emergency vehicle operated by a law enforcement officer, including conservation warden vehicles and designated emergency vehicles of state departments.

Under current law, a vehicle used by a fire department as a command post at the site of an emergency call may be equipped with a blue or green flashing or rotating light. No vehicle may be equipped with or display a blue light unless the vehicle is used in police work authorized by the state or a political subdivision or is used by a fire department as a command post at the site of an emergency call.

Under this bill, a vehicle used as a command post may be equipped only with a green flashing or rotating light, but such a vehicle may be used by the state or a political subdivision, not just by a fire department. Under the bill, only police vehicles, as defined in the bill, may be equipped with or display blue lights.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 343.055 (1) (b) [✓] of the statutes is amended to read:

2 343.055 (1) (b) *Fire fighters.* The operator of the commercial motor vehicle
3 including, without limitation, fire trucks, hook and ladder trucks and foam or water
4 transporters, is a person employed by a volunteer or paid fire organization and the
5 person is operating emergency or fire fighting equipment necessary to the
6 preservation of life or property or the execution of emergency management functions
7 and equipped with a siren and warning lamps as provided in ss. 347.25 (1) (1g) and
8 347.38 (4) and the operation is in the routine performance of other duties of the fire
9 organization or in response to an emergency call under s. 346.03 or during the return
10 from a fire or other emergency response.

11 **SECTION 2.** 346.03 (1) [✓] of the statutes is renumbered 346.03 (1g).

12 **SECTION 3.** 346.03 (1c) [✓] of the statutes is created to read:

13 346.03 (1c) In this section:

14 (a) “Law enforcement officer” has the meaning given in s. 164.01.

15 (b) “Police vehicle” has the meaning given in s. 347.25 (1c) (b).

1 **SECTION 4.** 346.03 (3) of the statutes is amended to read:

2 346.03 (3) The exemption granted the operator of an authorized emergency
3 vehicle by sub. (2) (a) applies only when the operator of the vehicle is giving visual
4 signal by means of at least one flashing, oscillating or rotating red light except that
5 the visual signal given by a police vehicle may be by means of a blue light and a red
6 light, or a blue light and a white light and a red light, which are flashing, oscillating
7 or rotating, except as otherwise provided in sub. (4m). The exemptions granted by
8 sub. (2) (b), (c) and (d) apply only when the operator of the emergency vehicle is giving
9 both such visual signal and also an audible signal by means of a siren or exhaust
10 whistle, except as otherwise provided in sub. (4) or (4m).

11 **SECTION 5.** 346.94 (14) of the statutes is amended to read:

12 346.94 (14) USE OF FLASHING BLUE LIGHTS ALONG HIGHWAYS. Except as provided
13 in ss. 346.03 (3) and 347.25 (1m) and ~~(1s)~~, no person may maintain or operate any
14 device equipped with a flashing, oscillating or rotating blue light within 100 feet of
15 a highway if the light is visible from the highway and if the department or the local
16 authority responsible for maintaining the highway determines that motorists would
17 believe the light was the warning light of a police vehicle. This subsection does not
18 apply to airport lights.

19 **SECTION 6.** 347.25 (1) of the statutes is renumbered 347.25 (1g).

20 **SECTION 7.** 347.25 (1c) of the statutes is created to read:

21 347.25 (1c) In this section:

22 (a) “Law enforcement officer” has the meaning given in s. 164.01.

23 (b) “Police vehicle” means any authorized emergency vehicle being operated by
24 a law enforcement officer.

25 (c) “Political subdivision” has the meaning given in s. 349.025 (1) (b).

1 **SECTION 8.** 347.25 (1m) (a) and (b) of the statutes are amended to read:

2 347.25 (1m) (a) A police vehicle ~~under s. 340.01 (3) (a)~~ may be equipped with
3 a blue light and a red light, or with a blue light and a white light and a red light, which
4 are flashing, oscillating or rotating.

5 (b) If the vehicle is so equipped, the lights shall be illuminated as required
6 under s. 346.03 when the operator of the police vehicle is exercising the privileges
7 granted under that section. On a marked police vehicle, the blue light shall be
8 mounted on the passenger side of the vehicle and, the red light shall be mounted on
9 the driver side of the vehicle, and, if the vehicle is equipped with a white light, the
10 white light shall be mounted between the blue light and the red light. When in use
11 on an unmarked police vehicle, the blue light shall be displayed on the passenger side
12 of the vehicle and, the red light shall be displayed on the driver side of the vehicle,
13 and, if the vehicle is equipped with a white light, the white light shall be displayed
14 between the blue light and the red light. The lights shall be designed and displayed
15 so as to be plainly visible and understandable from a distance of 500 feet during
16 normal sunlight and during hours of darkness. No operator of a police vehicle may
17 use the warning lights except when responding to an emergency call or when in
18 pursuit of an actual or suspected violator of the law, when responding to but not upon
19 returning from a fire alarm, or when necessarily parked on a highway in a position
20 which is likely to be hazardous to traffic using the highway.

21 **SECTION 9.** 347.25 (1r) [✓](a) 1. of the statutes is amended to read:

22 347.25 (1r) (a) 1. A police vehicle ~~under s. 340.01 (3) (a)~~ may be equipped so that
23 the high beams of its headlamps pulsate or flash alternately at a rate of 70 to 90
24 pulses or flashes per minute. The pulsating or flashing headlamps may be used only
25 when the warning lamps authorized under sub. (1) (1g) or (1m) are in use.

1 **SECTION 10.** 347.25 (1r) (b) 1. a. of the statutes is amended to read:

2 347.25 (1r) (b) 1. a. A vehicle of a fire department under s. 340.01 (3) (c) or an
3 ambulance under s. 340.01 (3) (g) may be equipped so that the high beams of its
4 headlamps pulsate or flash alternately at a rate of 70 to 90 pulses or flashes per
5 minute. The pulsating or flashing headlamps may be used only when the warning
6 lamps authorized under sub. (1) (1g) are in use.

7 **SECTION 11.** 347.25 (1r) (b) 2. a. of the statutes is amended to read:

8 347.25 (1r) (b) 2. a. A sheriff or others designated by the county board may
9 authorize that an ambulance under s. 340.01 (3) (i) be equipped so that the high
10 beams of its headlamps pulsate or flash alternately at a rate of 70 to 90 pulses or
11 flashes per minute. The pulsating or flashing headlamps may be used only when the
12 warning lamps authorized under sub. (1) (1g) are in use.

13 **SECTION 12.** 347.25 (1r) (c) 1. a. of the statutes is amended to read:

14 347.25 (1r) (c) 1. a. The state fire marshal may authorize that a privately owned
15 motor vehicle under s. 340.01 (3) (d) that is being used by a deputy state fire marshal
16 be equipped so that the high beams of its headlamps pulsate or flash alternately at
17 a rate of 70 to 90 pulses or flashes per minute. The pulsating or flashing headlamps
18 may be used only when the warning lamps authorized under sub. (1) (1g) are in use.

19 **SECTION 13.** 347.25 (1r) (c) 2. a. of the statutes is amended to read:

20 347.25 (1r) (c) 2. a. A fire chief may authorize that a privately owned motor
21 vehicle under s. 340.01 (3) (d) that is being used by an employee of the fire
22 department or, if applicable, a member of the volunteer fire department be equipped
23 so that the high beams of its headlamps pulsate or flash alternately at a rate of 70
24 to 90 pulses or flashes per minute. The pulsating or flashing headlamps may be used
25 only when the warning lamps authorized under sub. (1) (1g) are in use.

SECTION 14. 347.25 (1s) and (4) of the statutes are amended to read:

347.25 (1s) A vehicle in use by ~~a fire department~~ the state or a political subdivision as a command post at the site of an emergency call may be equipped with a ~~blue or~~ green light which is flashing, oscillating or rotating.

~~(4) No vehicle other than a police vehicle may be equipped with or display any blue colored light or lamp unless the vehicle is used in police work authorized by the state or a political subdivision of the state or is used by a fire department as authorized under sub. (1s).~~

(END)